

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

DESIREE A. MATTISON,

Plaintiff,

vs.

LINDA S. McMAHON,
Acting Commissioner of Social Security,

Defendant.

Civil No. C06-5281-RBL

PROPOSED ORDER

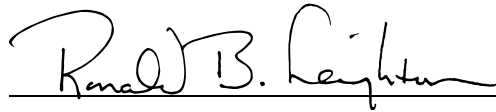
The Court, having reviewed Defendant's motion to dismiss (Dkt. #8), Plaintiff's motion to strike (Dkt. #13), the Report and Recommendation of Judge Karen L. Strombom, United States Magistrate Judge, objections to the report and recommendation, if any, and the remaining record, does hereby find and ORDER:

- (1) the Court adopts the Report and Recommendation;
- (2) the Commissioner erred as described in the report;
- (3) plaintiff's motion to strike is denied;
- (4) defendant's motion to dismiss is denied;

- 1 (5) this matter is remanded to the Commissioner for further administrative
2 Proceedings as described in the report; and
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4 (6) the Clerk is directed to send copies of this Order to plaintiff's counsel,
5 defendant's counsel, and Magistrate Judge Karen L. Strombom.

6 IT IS ORDERED AND ADJUDGED that the matter is REMANDED for additional
7 proceedings pursuant to sentence four of 42 USC § 405(g).

8 DATED this 24th day of January, 2007.
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16 RONALD B. LEIGHTON

17 UNITED STATES DISTRICT JUDGE
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19 Presented by:

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